

Amendment No. 1 to SB0835

Tracy
Signature of Sponsor

AMEND Senate Bill No. 835

House Bill No. 1037*

By deleting all language after the enacting clause and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Tennessee Fraternal Order of Police; and

SECTION 2. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) An owner or lessee of a motor vehicle who is a resident of this state and who is certified as a member or associate member of the Tennessee Fraternal Order of Police, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles, and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a registration plate for a motor vehicle authorized by § 55-4-210(c).

(b)

(1) The application for such registration plates shall be accompanied by a statement from the Tennessee Fraternal Order of Police certifying the applicant to be a member or associate member of the organization.

(2) Only members and associate members of the Tennessee Fraternal Order of Police or their spouses and shall be permitted to receive the registration plates.

(c) The registration plates provided for in this section shall be of the same design as the Fraternal Order of Police plates authorized and issued prior to July 1, 2011, and shall bear the inscription "FRATERNAL ORDER OF POLICE" or "FOP" and an

appropriate standardized insignia of the organization. For applicants who are associate members of the Tennessee Fraternal Order of Police, the Fraternal Order of Police plates, the strip along the bottom of the license plate shall also bear the language "ASSOCIATE MEMBER".

(d)

(1) Within thirty (30) days of terminating membership or associate membership in the Tennessee Fraternal Order of Police, an applicant to whom a registration plate has been issued pursuant to this section shall surrender the plate to the county clerk of the county of the applicant's residence.

(2) The Tennessee Fraternal Order of Police shall provide biannually to the department the names and addresses of any persons who have terminated their membership or associate membership in the Tennessee Fraternal Order of Police, together with any other identifying information as the commissioner may require.

(e) The commissioner is authorized and shall issue a registration plate to an owner or lessee of a motorcycle who is otherwise eligible for a Tennessee Fraternal Order of Police plate; provided, however, that the owner or lessee shall comply with the state motor vehicle laws relating to registration and licensing of motorcycles and shall pay the regular fee applicable to motorcycles and the applicable fee specified in § 55-4-203 prior to the issuance of the plate.

(f) Funds produced from the sale of Tennessee Fraternal Order of Police new specialty earmarked license plates shall be allocated to the Tennessee Fraternal Order of Police Charitable Foundation in accordance with § 55-4-215.

(g) Notwithstanding any law to the contrary, any person issued a Fraternal Order of Police cultural license plate authorized and issued prior to July 1, 2009, or a National Fraternal Order of Police new specialty earmarked license plate authorized and issued prior to July 1, 2011, shall be entitled to retain the license plate for vehicular use upon compliance with all motor vehicle laws relating to registration and licensing of motor

vehicles and payment of all required fees. Both plates shall be considered Tennessee Fraternal Order of Police new specialty earmarked plates upon their first renewal on or after July 1, 2011, upon the applicant's designation.

(h) For the purposes of § 55-4-201(h)(1), all license plates authorized or issued pursuant to subsections (a), (e) and (g) shall be jointly included in any determinations for initial issuance and continuation of issuance. If Tennessee Fraternal Order of Police new specialty earmarked plates are subsequently deemed obsolete pursuant to § 55-4-201(h)(1), such determination shall also apply to all FOP cultural plates issued prior to July 1, 2009 and all National Fraternal Order of Police new specialty earmarked plates issued prior to July 1, 2011.

SECTION 3. Tennessee Code Annotated, Section 55-4-202(c)(7)(SS), is amended by deleting such subdivision in its entirety.

SECTION 4. Tennessee Code Annotated, Section 55-4-245, is amended by deleting such section in its entirety.

SECTION 5. This act shall take effect July 1, 2011, the public welfare requiring it.